



Town of Merrimack, New Hampshire

Community Development Department

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Planning - Zoning - Economic Development - Conservation

RESULTS OF MERRIMACK ZONING BOARD OF ADJUSTMENT

WEDNESDAY, JULY 27, 2016

Members present: Patrick Dwyer, Tony Pellegrino, Richard Conescu, and Alternates Leonard Worster and Tom Mahon.

Members absent: Fran L'Heureux and Lynn Christensen

Staff present: Assistant Planner Robert Price and Recording Secretary Zina Jordan.

1. Call to Order

Patrick Dwyer called the meeting to order at 7:00 p.m. and designated Tom Mahon and Leonard Worster to sit for Fran L'Heureux and Lynn Christensen, respectively.

2. Roll Call

Tony Pellegrino led the pledge of allegiance. Richard Conescu read the preamble and swore in members of the public who would be testifying.

3. **Gregory Michael, Esquire of Bernstein Shur, Sawyer & Nelson, P.A. (petitioner) and Cathy L. Worthen & Steven B. Worthen (owners)** – Variance under Section 3.05 of the Zoning Ordinance to permit a garage 34 feet from the rear property line whereas 40 feet is required. The parcel is located at 5 Sheridan Way in the R (Residential) District. Tax Map 6A-1, Lot 066. Case # 2016-28.

Applicant was represented by: Attorney Greg Michael, Bernstein Shur.

There was no public comment.

The Board voted 5-0-0 to grant the Variance, with conditions, on a motion made by Richard Conescu and seconded by Tony Pellegrino.

4. **Margaret M. O'Neill (petitioner/owner)** - Variance under Section 3.02.1 of the Zoning Ordinance to permit a front entrance staircase 28 feet from the front property line whereas 30 feet is required. The parcel is located at 60 Island Drive in the R (Residential), Aquifer Conservation, Elderly Overlay, and Shoreland Protection Overlay Districts and 100-Year Flood Hazard area. Tax Map 4D-2, Lot 010. Case # 2016-29.

Applicant was represented by: Margaret and William O'Neill, 60 Island Drive.

Public comment was received from: David Guerrett, 56 Island Drive.

The Board voted 5-0-0 to grant the Variance, on a motion made by Tom Mahon and seconded by Richard Conescu.

5. Discussion/possible action regarding other items of concern

Discussion only.

6. Approval of Minutes - June 29, 2016

The minutes of June 29, 2016, were approved as submitted, by a vote of 4-0-1, on a motion made by Tom Mahon and seconded by Richard Conescu. Tony Pellegrino abstained.

7. Adjourn

The meeting was adjourned at 7:40 p.m., by a vote of 5-0-0, on a motion made by Tony Pellegrino and seconded by Richard Conescu.